



DOCKET NO: 239757US2 DIV

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
AKIRA HOKAZONO ET AL. : EXAMINER: NGUYEN, CUONG Q.
SERIAL NO: 10/611,985 :
FILED: JULY 3, 2003 : GROUP ART UNIT: 2811
FOR: SEMICONDUCTOR DEVICE AND METHOD OF MANUFACTURING THE
SAME

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313-1450

SIR:

In response to the Restriction Requirement dated June 24, 2004, Applicants respectfully submit that the Restriction Requirement is improper and no election is required in this case. The present application was filed as a divisional application of application serial number 10/076,497 on July 3, 2003. In a Preliminary Amendment also filed with this application on July 3, 2003, Applicants canceled Claims 1-10 of this application, leaving only Claims 11-18 pending for examination. Attached please find a copy of this Preliminary Amendment along with a date-stamped filing receipt evidencing the filing thereof. As Claims 1-10 have already been canceled in this case, the identification of these claims as a separate invention in the June 24th Restriction Requirement is improper.

Application Serial Number 10/611,985
In Response to the Restriction Requirement dated June 24, 2004

Therefore, it is hereby requested that the outstanding Restriction Requirement be withdrawn, and that a full examination on the merits of Claims 11-18 be conducted.

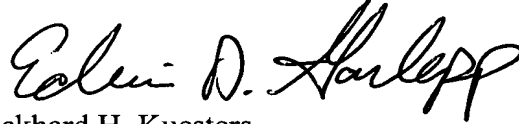
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Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

A handwritten signature in black ink, appearing to read "Edwin D. Garlepp". The signature is fluid and cursive, with the first name "Edwin" and last name "Garlepp" clearly distinguishable.

Eckhard H. Kuesters
Registration No. 28,870
Edwin D. Garlepp
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